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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11

12 ELIAS YAMIDO, MARK SIBAYAN
and THELMA YAMIDO, on behalf of
13 themselves, others similarly
situated and the general public,

14 Plaintiff,

15 v.

16 FLYING FOOD GROUP, LLC and
17 DOES 1-10, inclusive,

18 Defendant.
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CASE No. 3:19-cv-344

**DECLARATION OF JOHN A.
CONKLE IN SUPPORT OF
DEFENDANT FLYING FOOD
GROUP, LLC'S NOTICE OF
REMOVAL**

Action Filed: December 14, 2018
Trial Date: None

DECLARATION OF JOHN A. CONKLE

I, John A. Conkle, hereby declare as follows:

1. I am an active member of the State Bar of California. I am a member of Conkle, Kremer & Engel, which is counsel of record for Flying Food Group, LLC (“Defendant”) in this action. I make this declaration of facts known to me and, if called upon, I could and would testify competently to the facts stated herein.

2. On December 14, 2018, Plaintiffs Elias Yamido, Mark Sibayan, and Thelma Yamido filed a Complaint on behalf of a putative class alleging wage and hour violations in the Superior Court of the State of California for the County of San Mateo as *Elias Yamido, Mark Sibayan, and Thelma Yamido v. Flying Food Group, LLC*, Case No. 18CIV06696 (“Complaint.”) On December 20, 2018, Defendant’s agent for service of process, National Registered Agents, Inc., was served the Summons, an Important Notice re: Nonrefundable Advance Jury Fees, a blank Case Management Statement, the Superior Court of California, County of San Mateo’s Civil Trial Court Management Rules, Civil Appropriate Dispute Resolution Information Sheet, Complaint, Plaintiffs’ Statement re: Complex Case Designation, Notice of Case Management Conference, Notice of Complex Case Status Conference, and Clerk’s Certificate of Mailing. Attached to Defendant Flying Food Group, LLC’s Notice of Removal as **Exhibit A** are true and correct copies of the documents served on December 20, 2018, and transmittal documents related thereto.

3. As of January 18, 2019, I have been made aware of the Civil Case Cover Sheet filed on December 14, 2018 and the Proof of Service of Summons filed on January 8, 2019 in the Superior Court of the State of California in the County of San Mateo. While these documents have not been served on Defendant, attached to Defendant Flying Food Group, LLC’s Notice of Removal as **Exhibit B** are true and correct copies of these documents.

